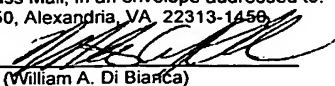


I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA, 22313-1450.

Dated: November 21, 2008 Signature: 

(William A. Di Biase)



Docket No.: SPINE 3.0-437 CPCPCPCPCPCPCP II CON I
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Errico et al.

Application No.: 10/784,645

Filed: February 23, 2004

For: WEDGE PLATE INSERTER/IMPACTOR
AND RELATED METHODS FOR USE
IN IMPLANTING AN ARTIFICIAL
INTERVERTEBRAL DISC

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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: Group Art Unit: 3738
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: Examiner: B. E.
Pellegrino
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AMENDMENT

Dear Sir:

In response to the Official Action mailed October 10, 2008, Applicants submit the following amendments and remarks.